

SAMPLE CONTRACT FOR DEMONSTRATION PURPOSES ONLY

AGREEMENT

City of Eugene Contract 200x-xxxx

BETWEEN: The City of Eugene, an Oregon Municipal Corporation (CITY)

AND: Applicant Name (DEVELOPER)
Applicant Address
Applicant City, State, Zip

DATED: Month, Day, Year

RECITALS

- A. CITY has a Memorandum of Agreement with the U.S. Army Corps of Engineers (Corps), U.S. Environmental Protection Agency (EPA), U.S. Bureau of Land Management (BLM), Oregon Division of State Lands (ODSL), and Oregon Department of Environmental Quality (ODEQ), to establish a comprehensive mitigation banking program to implement the West Eugene Wetlands Plan.
- B. The CITY is currently charging \$50,000 per mitigation credit to recover the CITY's cost of developing and maintaining mitigation wetlands.
- C. It has been mutually agreed between Corps, EPA, BLM, ODSL, ODEQ, and the CITY that mitigation requirements for development of property identified as Tax Map # xx-xx-xx and xx-xx-xx , Tax Lot # -xxxxx, -xxxxx, -xxxxx ("Subject Property") located within the City of Eugene can be satisfied through the purchase of mitigation credits from the West Eugene Wetlands Mitigation Bank.
- D. DEVELOPER desires to fill xx acres of wetland, and to purchase from CITY mitigation credits to satisfy DEVELOPER's mitigation obligations.
- E. Under the permit # 200x-xxxx to be issued by Corps and permit # xxxxx-FP to be issued by ODSL, DEVELOPER is responsible for securing xx mitigation credits.

AGREEMENT

- 1. DEVELOPER will pay CITY the amount of \$xx for mitigation credits.
- 2. After receipt of payment, CITY will notify Corps and ODSL that DEVELOPER's obligation for wetlands mitigation has been met, and the CITY will allocate xx credits from completed or approved wetlands mitigation projects to meet the mitigation obligation covered by this Agreement.

CITY OF EUGENE

DEVELOPER

By: _____
(signature)

By: _____
(signature)

Authorized City Staff's Name

Applicant's Name

Date: _____

Date: _____